

<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	09/926,693
	<b>Filing Date</b>	February 1, 2002
	<b>First Named Inventor</b>	Chris Polman
	<b>Group Art Unit</b>	1614
	<b>Examiner Name</b>	Phyllis G. Spivack
	<b>Attorney Docket Number</b>	13751-046US1

**This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.**  
 Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)

a. ☐ Previously submitted. If a final Office action is outstanding, any amendment filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☒ Information Disclosure Statement (IDS)

iv. ☒ Other Exhibit A and B

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fee** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☒ Other Any deficiencies

b. ☒ Check in the amount of \$ 770 (RCE fee); \$ 950 (extension fee) and \$ 90.00 for the excess claims fee enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

<b>Name (Print/Type)</b>	Janis K. Fraser, Ph.D., J.D.	<b>Registration No. (Attorney/Agent)</b>	34,819
<b>Signature</b>	<i>Janis K. Fraser</i>	<b>Date</b>	April 14, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.			
<b>Name (Print/Type)</b>			
<b>Signature</b>		<b>Date</b>	



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Chris Polman  
Serial No. : 09/926,693  
Filed : February 1, 2002  
Title : USE OF RILUZOLE FOR THE TREATMENT OF MULTIPLE SCLEROSIS

Art Unit : 1614  
Examiner : Phyllis G. Spivack

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT IN REPLY TO ACTION OF MAY 16, 2003

AND FURTHER TO THE NOTICE OF APPEAL FILED NOVEMBER 14, 2003

Please amend the above-identified application as follows:

04/21/2004 ZJUHR1 00000084 09926693

03 FC:1202

90.00 OP

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit

April 14, 2004

Signature

Bernadette Fallon

BERNADETTE FALLON  
Typed or Printed Name of Person Signing Certificate